

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

UNITED STATES OF AMERICA,

Plaintiff,

VS.

SILAS L. KITTO,

Defendant.

8:16CR176

ORDER

This matter is before the court on defendant's unopposed motion to continue trial [27] as counsel needs additional time to complete investigations and prepare for trial . The defendant shall comply with NECrimR 12.1(a). For good cause shown,

IT IS ORDERED that the motion to continue trial is granted, as follows:

1. The jury trial, currently set for September 27, 2016 is continued to **November 8, 2016.**

2. Defendant shall file the affidavit required by paragraph 9 of the progression order and NE.CrimR.12.1 forthwith.

3. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and November 8, 2016** shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel for the defendant the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

DATED September 20, 2016.

BY THE COURT:

s/ F.A. Gossett
United States Magistrate Judge